

## **RESOLUTION NO. 19-07-03**

### **A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AUTHORIZING THE MAYOR TO EXECUTE AN EASEMENT ON BEHALF OF THE TOWN AND IN FAVOR OF THE SEACOAST UTILITY AUTHORITY; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the Town of Lake Park (Town) is a municipal corporation of the State of Florida with such power and authority as has been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

**WHEREAS**, the Town is the owner of real properties within the municipal borders of the Town; and

**WHEREAS**, the Town Commission has determined that it is in the best interest of the Town and the Seacoast Utility Authority to enter into an Easement Agreement for the use of certain Town real property by the Seacoast Utility Authority; and

**WHEREAS**, the Town proposes to grant a perpetual utility easement to the Seacoast Utility Authority for the installation, maintenance and operation of service water and sewer lines and appurtenant facilities, in, on, over, across, under and through real property generally located on property within the Town; and

**WHEREAS**, the Town Commission has determined that it was in the best interest of the health, safety and general welfare of the Town and its citizens to accept the offer to purchase the subject property.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK:**

#### **SECTION 1.**

The whereas clauses are hereby incorporated as true and correct as the findings of fact and conclusions of law of the Town Commission.

#### **SECTION 2.**

That Mayor is hereby authorized and directed to execute a Easement Deed in favor of the Seacoast Utility Authority for the real property legally described as follows:

The West Five Feet of Lot 25, Block 114, Kelsey City (n/k/a Lake Park) according to the plat thereof, recorded in Plat Book 8, Page 15 and 23 of the Public Records of Palm Beach County, Florida.

#### **SECTION 3.**

This Resolution shall take effect immediately upon its adoption.

The foregoing RESOLUTION was offered by Commissioner Otterson who moved its adoption. The motion was seconded by Commissioner Balius, and upon being put to a vote, the results were as follows.

|                              | AYE      | NAY   |
|------------------------------|----------|-------|
| Mayor Paul Castro            | <u>X</u> | _____ |
| Vice Mayor G. Chuck Balius   | <u>X</u> | _____ |
| Commissioner Bill Otterson   | <u>X</u> | _____ |
| Commissioner Paul Garretson  | <u>X</u> | _____ |
| Commissioner Jeanine Longtin | <u>X</u> | _____ |

The Mayor thereupon declared the foregoing RESOLUTION NO. 19-07-03 duly passed and adopted this 23<sup>rd</sup> day of July, 2003.

TOWN OF LAKE PARK, FLORIDA

BY: \_\_\_\_\_

Paul Castro, Mayor

ATTEST:

Carol Simpkins

Carol Simpkins, CMC  
Town Clerk

(Town Seal)



Approved as to form and legal sufficiency

Thomas J. Baird

Thomas J. Baird Esquire, Town Attorney